

U.S. Serial No. 10/789,398
Art Unit: 3774
Examiner Thomas Sweet

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Kathleen M. Miller et al.

Serial No.: 10/789,398

Filed: February 27, 2004

Title: IMPLANTABLE OR INSERTABLE MEDICAL DEVICE RESISTANT TO
MICROBIAL GROWTH AND BIOFILM FORMATION

Art Unit: 3774

Examiner: Thomas Sweet

Confirmation No.: 4925

Docket No: 98-P0151US2

VIA EFS-WEB
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

<p style="text-align: center;">Certificate of Electronic Transmission Under 37 C.F.R. §1.8</p> <p>I hereby certify that 10/638,920 this correspondence and any document referenced herein are being electronically filed with the USPTO via EFS-Web on July 6, 2010.</p> <p style="text-align: center;"><u>Marjorie Scariati</u> (Printed Name of Person Sending Correspondence)</p> <p style="text-align: center;"><u>/Marjorie Scariati/</u> (Signature)</p>
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AMENDMENT AND RESPONSE TO NONFINAL OFFICE ACTION

Sir:

This is in response to the Office Action mailed January 5, 2010. Applicants hereby request a three-month extension of time. Due to the Federal Holiday on Monday, July 5, 2010, a Response is due Tuesday, July 6, 2010 and is timely filed. The Examiner is authorized to charge the \$1,110.00 extension fee and any additional fees that are deemed to be owed for this application to Deposit Account Number 50-1047.

Please consider the following amendments and remarks:

Amendments to the Claims are reflected in the listing of claims which begins on page 2.

Remarks begin on page 16.